

Practitioner's Docket No. FLOWD.67563

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Jeffrey P. Few
Application No.: 10/827,401
Filed: April 19, 2004
For: INTEGRATED MANIFOLD ASSEMBLY

Art Unit: 3751
Examiner: Khoa D. Huynh

Mail Stop Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER TO OBVIATE
A DOUBLE PATENTING REJECTION (37 C.F.R. § 1.321(c))

Identification of Person(s) Making This Disclaimer

I, Michael S. Doll, represent that I am the attorney of record making this statement on behalf of the disclaimant.

EXTENT OF DISCLAIMANT'S INTEREST

The extent of the interest in this invention that the disclaimant owns is in the whole of this invention.

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CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

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37 C.F.R. § 1.8(a)

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TRANSMISSION

X facsimile transmitted to the Patent and Trademark Office, (703) 746-4576.

Signature



Date: October 15, 2004

Eleanor Sanchez, Secretary for Michael S. Doll, Esq.

(type or print name of person certifying)

* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

DISCLAIMER**(Provisional Obviousness-Type Double Patenting Rejection Over A Patent)**

Petitioner hereby disclaims, except as provided below, the terminal part of any patent granted on the instant application, which would extend beyond the expiration date of any patent granted on U.S. Patent No. 6,729,364, issued on May 4, 2004, as shortened by any terminal disclaimer. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the above-listed application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors, or assigns.

In making the above disclaimer, disclaimant does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. Sections 154 to 156 and 173 of any patent granted on the application forming the basis of the double patenting rejection, namely, U.S. Patent No. 6,729,364, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. Section 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

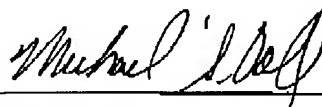
DISCLAIMER FEE (37 C.F.R. § 1.20(d))

Small Entity--fee \$55.00.

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Please charge \$55.00 to Account No. 21-0800; likewise if any overpayment has been made, credit Account No. 21-0800.

Date: October 15, 2004



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From: Michael S. Doll

Re: Filing of Terminal Disclaimer and
Teleconference Summary Re:
U.S.S.N. 10/827,401Client/Matter: FLOWD.67563
(Customer No.
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Number of pages (Incl. this page): 3

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☐ Original to follow☒ Original will NOT follow

Dear Examiner Huynh: Thank you for your call today and indication that the claims in the above-referenced matter would be allowable upon the submission of a terminal disclaimer over the parent case, U.S. Patent No. 6,729,364. As you requested, attached herewith is that terminal disclaimer. I understand that this will be scanned into the U.S. PTO system and that we should anticipate the receipt of a notice of allowability and issue fee. Thank you for your call today and suggestions to move this application toward allowance.

Sincerely,


Michael S. Doll, Reg. No. 44,092

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